

**ORIGINAL**

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT  
for the  
NORTHERN DISTRICT OF WEST VIRGINIA

Charles Godlove

*Plaintiff*

v.

Martinsburg Senior Towers, et al.

*Defendant*

Civil Action No. 3:14-CV-132 (GROH)

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)* American Preservation Builders, LLC  
8111 Rockside Road  
Valley View OH 44125

RECEIVED  
DEC 22 2014  
UNITED STATES MARSHAL  
Northern/West Virginia

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Charles Godlove  
#205 East Stephen Street  
Martinsburg WV 25401

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Cheryl Dean Riley, Clerk of Court

Date: 12/18/2012

Signature of Clerk or Deputy Clerk

U.S. Department of Justice  
United States Marshals Service

# PROCESS RECEIPT AND RETURN

See Instructions for Service of Process by U.S. Marshal

PLAINTIFF Charles Godlove	DEPARTMENT OF JUSTICE	COURT CASE NUMBER 3:14-CV-132
DEFENDANT Martinsburg Senior Towers, et al.	2015 JAN 8 PM 1 26	TYPE OF PROCESS Summons and Complaint
SERVE AT { NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN American Preservation Builders, LLC ND / OHIO ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 8111 Rockside Road Valley View OH 44125 CLEVELAND, OHIO		

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW	Number of process to be served with this Form 285
Charles Godlove #205 East Stephen Street Martinsburg WV 25401	Number of parties to be served in this case
	Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

RECEIVED  
U.S. MARSHALS SERVICE  
244 DE 24  
12:13  
COLUMBUS, OHIO  
see attached

FILED

JAN 28 2015

Fold

C. Riley, Clerk By: C. Mullen, Deputy Clerk

Signature of Attorney other Originator requesting service on behalf of	<input type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER 304-267-8225
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U.S. DISTRICT COURT-WVND  
CLARKSBURG, WV 26301

## SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process	District of Origin No. 87	District to Serve No. 60	Signature of Authorized USMS Deputy or Clerk <i>John Landis</i>	Date 1/22/15
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☒ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above) <i>Michael Lowry</i>	<input type="checkbox"/> A person of suitable age and discretion then residing in defendant's usual place of abode
Address (complete only different than shown above)	Date 1-27-15
	Time 3:45 <input type="checkbox"/> am <input checked="" type="checkbox"/> pm
	Signature of U.S. Marshal or Deputy <i>Shirley Ann</i>

Service Fee \$65.00	Total Mileage Charges including endeavors \$0.00	Forwarding Fee 8.00	Total Charges	Advance Deposits	Amount owed to U.S. Marshal* or (Amount of Refund*) \$0.00
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REMARKS:

Served Michael Lowry on behalf of American Preservation Builders, LLC

PRINT 5 COPIES:

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT\*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

AO 440 (Rev. 12/09) Summons in a Civil Action (Page 2)

Civil Action No. 3:14-CV-132 (GROH)

**PROOF OF SERVICE**

*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) \_\_\_\_\_  
was received by me on (date) \_\_\_\_\_.

☐ I personally served the summons on the individual at (place) \_\_\_\_\_  
\_\_\_\_\_ on (date) \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) Michael Lowry, who is  
designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_  
American Preservation Builders on (date) 01-27-2015; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other (specify): \_\_\_\_\_

My fees are \$ 0.00 for travel and \$ 65.00 for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 01-27-2015

Christopher Snack  
Server's signature

Christopher Snack, Deputy U.S. Marshal  
Printed name and title

801 W. Superior Ave., Cleveland, OH 44113  
Server's address

Additional information regarding attempted service, etc: